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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

UNITED STATES OF AMERICA,

No. 3:16 CR 00051-22 BR

Plaintiff,

**MOTION TO WITHDRAW AND FOR
SUBSTITUTION OF COUNSEL
SECOND REQUEST**

vs.

Darryl Thorn,

Defendant.

I, Laurie Shertz, state under penalty of perjury under the laws of the United States of America pursuant to 28 USC §1746 that the following is true and correct:

1. Mr. Thorn was found to be indigent and I was appointed to assist him effective February 12, 2016 by the Honorable Judge John V. Acosta.
2. Mr. Thorn remains in custody and to the best of my knowledge, his financial situation has not improved.
3. I believe the attorney-client relationship has deteriorated between Mr. Thorn and myself to the point that I can no longer effectively represent him.

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4. During a jail visit with Mr. Thorn on April 13, 2016, he informed me I was “Fired.”

5. Communication between Mr. Thorn and I has broken down and is irreparable.

6. I request the opportunity to address the court *in camera* on this issue in order to preserve Mr. Thorn’s confidences.

7. I have consulted with the CJA Panel Office. They do not take a position on this motion but stand prepared to appoint new counsel if ordered to do so by the Court.

Therefore, I request the Court immediately appoint new counsel to represent Mr. Thorn pursuant to 18 USC §3006A.

8. This case is presently scheduled for trial in September, 2016.

Respectfully submitted this 15 of June, 2016.

/s/ Laurie Shertz
LAURIE SHERTZ, OSB # 96477
503/406-2136
Attorney for Darryl Thorn

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